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05 UNITED STATES DISTRICT COURT  
06 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, )  
08 Plaintiff, ) Case No. CR07-403-RAJ  
09 v. )  
10 KRISTA LYNN BAUER, ) SUMMARY REPORT OF U.S.  
11 Defendant. ) MAGISTRATE JUDGE AS TO  
ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
12

13 An initial hearing on a petition for violation of supervised release was held before the  
14 undersigned Magistrate Judge on April 8, 2009. The United States was represented by  
15 Assistant United States Attorney Kelly Harris, and the defendant by Lynn C. Hartfield. The  
16 proceedings were digitally recorded.

17 The defendant had been charged and convicted of Interference With a Flight Crew  
18 Member, in violation of 49 U.S.C. § 46504. On or about May 16, 2008, defendant was  
19 sentenced by the Honorable Richard A. Jones, to a term of thirty-six (36) days in custody  
20 (times served), to be followed by three (3) years of supervised release.

21 The conditions of supervised release included the requirements that the defendant  
22 comply with all local, state, and federal laws, and with the standard conditions. Special  
23 conditions imposed included, but were not limited to, participation in a substance abuse and  
24 mental health programs, financial disclosure, no firearms or destructive devices, DNA  
25 collection, abstinence from alcohol, search and seizure, prohibited from entering  
26 establishments where alcohol is the primary good of sale, prohibited from entering gambling

01 establishments, gambler's anonymous treatment, no new credit, and up to a 120-day RRC  
02 placement.

03 In an Petition for Warrant or Summons, dated April 1, 2009, U.S. Probation Officer  
04 Michael J. Larson asserted the following violations by defendant of the conditions of her  
05 supervised release:

- 06 (1) Committing the crime of theft on or about December 9, 2008, in violation of  
07 the general condition of supervision, requiring she not commit another federal,  
08 state or local crime.
- 09 (2) Failing to report to the probation office for drug testing on January 30, March  
10 11, and March 16, 2009, in violation fo the special condition requiring her  
11 participation in a program approved by the probation office for treatment of  
12 narcotic addiction, drug dependency, or substance abuse, which may include  
13 testing to determine if she has reverted to the use of drugs or alcohol.
- 14 (3) Consuming alcohol and/or other intoxicants on or about March 29, 2009, in  
15 violation of the special condition requiring she abstain from use of alcohol  
16 and/or other intoxicants during the term of supervision.
- 17 (4) Failing to notify the probation office within 72 hours of being arrested or  
18 questioned by a law enforcement officer on or about March 29, 2009, in  
19 violation of standard condition number eleven.
- 20 (5) Using marijuana on or before March 31, 2009, in violation of standard  
21 condition number seven.

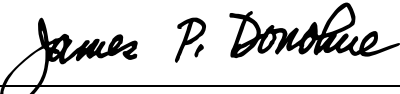
22 On April 8, 2009, defendant made her initial appearance. The defendant was advised  
23 of her rights, acknowledged those rights, and admitted to the alleged violations Nos. 2, 3, 4  
24 and 5. Alleged violation 1 was withdrawn by the government.

25 I therefore recommend that the Court find the defendant to have violated the terms  
26 and conditions of her supervised release as to violations numbers 2, 3, 4 and 5, and that the

01 Court conduct a hearing limited to disposition. A disposition hearing on these violations has  
02 been set for April 24, 2009 at 2:00 p.m. before the Honorable Richard A. Jones.

03 Pending a final determination by the Court, the defendant has been detained.

04 DATED this 9th day of April, 2009.

05   
06 JAMES P. DONOHUE  
07 United States Magistrate Judge  
08

09 cc: District Judge: Honorable Richard A. Jones  
10 AUSA: Mr. Kelly Harris  
11 Defendant's attorney: Ms. Lynn C. Hartfield  
12 Probation officer: Mr. Michael J. Larson  
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